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**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

HAYRI OLIVAS-ARENAS, individually,  
  
Plaintiff,

vs.

HOBBY LOBBY STORES, INC. d/b/a  
HOBBY LOBBY #679 d/b/a HOBBY  
LOBBY; 2199 NORTH RAINBOW  
BOULEVARD HOLDINGS, LLC; DOES 1  
through 100 and ROE CORPORATIONS 1  
through 100, inclusive,

Defendants.

Case No.: 2:19-cv-00624-RFB-VCF

**STIPULATION AND ORDER TO  
EXTEND DISCOVERY DEADLINE  
(SEVENTH REQUEST)**

Plaintiff HAYRI OLIVAS-ARENAS (“Plaintiff”), by and through her attorneys of record,  
FARHAN R. NAQVI and PAUL G. ALBRIGHT of the law firm NAQVI INJURY LAW, and  
Defendants HOBBY LOBBY STORES, INC. d/b/a HOBBY LOBBY #679 d/b/a HOBBY  
LOBBY; 2199 NORTH RAINBOW BOULEVARD HOLDINGS, LLC (hereinafter collectively  
referred to as “Defendants”), by and through their attorneys of record, MICHAEL P. LOWRYS  
of the law firm WILSON ELSEER MOSKOWITZ EDELMAN & DICKER LLP, submit this

**STIPULATION AND ORDER TO EXTEND DISCOVERY DEADLINE (SEVENTH REQUEST)** pursuant to LR 26-4 for the Court's consideration.

**I.**

**DISCOVERY COMPLETED TO DATE**

1. A Rule 26(f) Case Conference was held and a Discovery Plan/Scheduling Order was filed.
2. Plaintiff has made initial disclosures, and supplements thereto.
3. Defendants have made initial disclosures, and supplements thereto.
4. Plaintiff has propounded a first set of requests for production to Defendant 2199 North Rainbow Boulevard Holdings, LLC, to which responses were provided.
5. Plaintiff has propounded a first set of requests for production to Defendant Hobby Lobby Stores, Inc. d/b/a Hobby Lobby #679 d/b/a Hobby Lobby, to which responses were provided.
6. Plaintiff has propounded a first set of interrogatories to Defendant Hobby Lobby Stores, Inc. d/b/a Hobby Lobby #679 d/b/a Hobby Lobby, to which responses were provided.
7. Defendant 2199 North Rainbow Boulevard Holdings, LLC has propounded a first set of interrogatories to Plaintiff, to which responses have been provided.
8. Defendant 2199 North Rainbow Boulevard Holdings, LLC has propounded a first set of requests for production to Plaintiff, to which responses have been provided.
9. Plaintiff has propounded a second set of interrogatories to Defendant Hobby Lobby Stores, Inc. d/b/a Hobby Lobby #679 d/b/a Hobby Lobby, to which responses were provided.
10. Plaintiff has propounded a third set of interrogatories to Defendant Hobby Lobby Stores, Inc. d/b/a Hobby Lobby #679 d/b/a Hobby Lobby, to which responses were provided.
11. Subpoena duces tecum have been sent to various facilities and entities requesting records.

1 12. Deposition of Hobby Lobby employee, Apolinar Lopez.

2 13. Deposition of Plaintiff.

3 14. A site inspection has been performed.

4 15. The parties have made initial and rebuttal expert disclosures.

5 **II.**

6 **DISCOVERY TO BE COMPLETED**

7  
8 1. Production of documents by Defendants.

9 2. Deposition of Defendants' FRCP 30(b)(6) witness.

10 **III.**

11 **WHY DISCOVERY CANNOT BE COMPLETED IN THE TIME PROVIDED BY THE**  
12 **SCHEDULING ORDER**

13  
14 The parties represent that good cause exists for extending the discovery deadline in this  
15 matter. The parties have diligently prosecuted and defended this case, and the only remaining  
16 discovery to be completed is the production of certain documents by Defendants, with the  
17 deposition of Defendants FRCP 30(b)(6) witness to follow shortly thereafter. The parties have  
18 diligently sought to schedule this remaining deposition, but have encountered significant obstacles  
19 due to the COVID-19 pandemic, and the subsequent orders from Governor Steve Sisolak and other  
20 state officials around the country, particularly due to the fact that Hobby Lobby Stores, Inc. shut  
21 down most of its operations for a period of time and the projected FRCP 30(b)(6) witness would  
22 have had to travel to Las Vegas from out of state. The court has graciously granted the parties  
23 extensions thus far, but the obstacles caused by the pandemic have persisted.

24  
25 Additionally, the parties came close to scheduling the deposition, but could not agree on  
26 the scope of the topics. As such, Defendants filed a Motion for a Protective Order, which was  
27 heard by this Court on October 20, 2020, and granted in-part and denied in-part. The production  
28

1 of certain disputed documents was further discussed at the hearing, and the Court provided the  
2 parties with guidance on the dispute, suggesting that the parties take the Court's ruling into  
3 consideration and attempt to resolve the dispute. At the hearing, the parties expressed concern  
4 about their ability to schedule the deposition prior to the current close of discovery, particularly  
5 given the production of additional materials. The Court advised the parties that it would be willing  
6 to extend discovery in order to allow the parties to complete the discovery detailed herein.  
7

8 Lastly, it is notoriously difficult to obtain documents from clients and schedule depositions  
9 during the holiday season. This is further compounded by the recent surge in COVID-19 cases  
10 and the resulting restrictions being imposed by local governments across the country, including  
11 here in Nevada. While the parties do not wish to delay this matter more than necessary, the parties  
12 believe it would be prudent to extend discovery past the holiday season, so as to avoid having to  
13 request any further extensions. As such, the parties respectfully request a brief 60 day extension  
14 of the discovery deadline.  
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## IV.

**PROPOSED SCHEDULE FOR COMPLETING REMAINING DISCOVERY**

<b>DISCOVERY</b>	<b>Current Deadline</b>	<b>PROPOSED DEADLINE</b>
Interim Status Report	Closed	Closed
Initial Expert Disclosure	Closed	Closed
Rebuttal Expert Disclosure	Closed	Closed
Close of Discovery	December 7, 2020	February 8, 2021
Dispositive Motions	January 7, 2021	March 8, 2021
Pretrial Order	February 9, 2020	April 8, 2021

This Stipulation to Extend is made in good faith and not for purposes of delay.

DATED this 2<sup>nd</sup> of December, 2020.

DATED this 2<sup>nd</sup> of December, 2020.

NAQVI INJURY LAW

WILSON ELSER MOSKOWITZ  
EDELMAN & DICKER LLP

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*Attorney for Defendants*

**IT IS SO ORDERED:**

If dispositive motions are filed,  
the deadline for filing the joint  
pretrial order will be suspended  
until 30 days after  
decision on the dispositive  
motions or further court order.

  
UNITED STATES MAGISTRATE JUDGE,

12-3-2020

**DATED:** \_\_\_\_\_